



VILLAGE COUNCIL REGULAR MEETING Agenda

Village Hall
21500 Three Oaks Parkway,
Estero, FL

**Friday, May 15, 2015
10:00 a.m.**

Village Council: District 1 – Bill Ribble; District 2 – Howard Levitan, Deputy Mayor; District 3 – Donald Brown; District 4 – Katy Errington; District 5 – Jim Boesch; District 6 – Nick Batos, Mayor; District 7 – Jim Wilson

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **INVOCATION**
Rabbi Greenberg – Cabad of Bonita Springs
4. **ROLL CALL**
5. **APPROVAL OF AGENDA**
6. **COUNCIL BUSINESS**

The public will have an opportunity to speak during each agenda item. Each individual has one opportunity to speak for three minutes per agenda item.

- (A) Approval of April 24, 2015 Regular Meeting Minutes; April 24 Workshop Minutes and March 20 Workshop Minutes

Attachment Included

- (B) FIRST READING AND PUBLIC HEARING – ORDINANCE 15-04

An Ordinance of the Village Council of the Village of Estero, Florida Amending Section 3-2(2)(B) of Ordinance No. 15-01 To

Page 1 of 2

Change Qualifications for membership of the Design Review Board;
Providing a Severability Clause; and Providing and Effective Date.

Attachment Included

- (C) RESOLUTION – A Resolution Adopting the 2014-15 Village of Estero Budget

Attachment Included

- (D) DISCUSSION – County Interlocal Agreement for Municipal Services

7. **PUBLIC INPUT OF NON-AGENDA ITEMS**

8. **COUNCIL / VILLAGE MANAGER COMMUNICATIONS AND FUTURE AGENDA ITEMS**

(A) Interim Village Manager's Comments.

(B) Interim Village Attorney's Comments.

9. **ADJOURN**

If you desire to address the Council, please complete a Public Comment Card located on the table in the lobby and return it to the Clerk. Citizens desiring to speak must step up to the podium, state their full name and address and/or whom he or she represents.

ADA Assistance – Anyone needing special assistance at the Council meeting due to a disability or physical impairment, should contact Daphnie Bercher at 239-598-3601, at least 48 hours prior to the meeting.

Pursuant to Section 286.0105, Florida Statutes:

“If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a recording of the proceeding, and that, for such purpose, he or she may need to ensure that a verbatim recording of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

VILLAGE COUNCIL REGULAR MEETING OF APRIL 24, 2015

The Village of Estero Council Regular Meeting was held on this date at the Estero Fire Rescue District Meeting Room, 21500 Three Oaks Parkway, Estero, Florida, with the following Council members present:

Nick Batos – Mayor, District 6
 Howard Levitan – Vice-Mayor, District 2
 Bill Ribble - District 1
 Donald Brown - District 3
 Katy Errington - District 4
 Jim Boesch - District 5
 Jim Wilson - District 7

The Mayor called the meeting to order at 10:00 am, followed by the Pledge of Allegiance to the flag.

ROLL CALL

Interim Village Manager Peter Lombardi called the roll; all members were present.

APPROVAL OF AGENDA

Mr. Ribble moved approval, seconded by Mr. Brown, called and carried unanimously.

COUNCIL BUSINESS

5(A) RESOLUTION – A Resolution Appointing Members to the Village of Estero Planning and Zoning Board and Determining Board Member Terms.

Interim Village Attorney Burt Saunders pointed out that Council members would be required to sign their names to the paper ballots. Following brief discussion, Mr. Ribble moved to draw the names of the elected candidates from a hat to assign the term lengths, seconded by Ms. Errington, called and carried. After the members completed the ballots, Attorney Saunders and Interim Village Manager, Mr. Lombardi tallied the votes; and announced the names of those who had received at least four votes:

Ryan Binkowski – 4 votes – 1-year term
 David Crawford – 5 votes – 2-year term
 Ned Dewhirst – 5 votes – 3-year term
 Marlene Naratil – 7 votes – 1-year term
 Jeffrey Maas – 5 votes – 2-year term
 Roger Strelow – 5 votes – 3-year term
 Leonard “Scotty” Wood – 5 votes – 3-year term

Mr. Brown moved acceptance of the selected candidates, seconded by Mr. Ribble, called and carried unanimously. Vice-Mayor Levitan nominated Scotty Wood as the Board Chairperson, seconded by Mr. Ribble. Ms. Errington nominated Roger Strelow, seconded by Mr. Boesch. After Mr. Wood came forward to yield to Mr. Strelow, the Levitan/Ribble motion was withdrawn. Mr. Wilson nominated Ryan Binkowski, seconded by Mr. Ribble. Mr. Strelow was selected via roll-call vote, with Mr. Ribble and Vice-Mayor Levitan voting for Mr. Binkowski; and Mr. Brown, Mayor Batos, Ms. Errington, Mr. Boesch, and Mr. Wilson voting for Mr. Strelow. At this time, the drawing was held to assign the respective terms as indicated above. Mr. Ribble moved approval of the term assignments, seconded by Ms. Errington, called and carried.

RESOLUTION NO. 2015-23

5(B) RESOLUTION – A Resolution Appointing Members to the Village of Estero Design Review Board and Determining Board Member Terms.

Vice-Mayor Levitan noted that, due to some issues regarding the ordinance requirement for local licensed architects, only six of the eight members would be elected at this meeting; and that an ordinance revision might be needed. Following Council discussion, there was consensus to direct staff to advertise for the possible change while the search continues for qualified candidates. After the members completed the ballots, Interim Village Attorney Burt Saunders and Interim Village Manager Mr. Lombardi tallied the votes; and announced the names of those who had received at least four votes. The drawing was then held to assign the respective terms as indicated:

Joe McHarris – 7 votes – 1-year term
 Albert O'Donnell– 7 votes – 1-year term
 William Prysi – 7 votes – 2-year term
 Patti Whitehead – 6 votes – 2-year term
 Gerald Simons – 6 votes – 2-year term
 Barry Jones – 5 votes – 1-year term

Ms. Errington moved to adopt the resolution with those six names and specified terms, seconded by Mr. Brown, called and carried unanimously. Vice-Mayor Levitan nominated Albert O'Donnell as the Board Chairperson, seconded by Mr. Wilson. Mr. Boesch nominated William Prysi, seconded by Mayor Batos. Following brief discussion, Mr. O'Donnell was selected via roll-call vote, with Mayor Batos and Mr. Boesch voting for Mr. Prysi; and Mr. Ribble, Vice-Mayor Levitan, Mr. Brown, Ms. Errington, and Mr. Wilson voting for Mr. O'Donnell. Brief discussion followed regarding dates and times for the first meetings of the two Boards. There was consensus that Vice-Mayor Levitan would work with the two Chairpersons, Attorney Saunders, and Special Counsel Nancy Stroud to coordinate meeting schedules.
 RESOLUTION NO. 2015-24

5(C) RESOLUTION – A Resolution Approving Reimbursement to the Estero Council of Community Leaders (ECCL) of Funds Expended for the Village of Estero.

Mayor Batos described the items that were included in the total invoice of \$7,600.26. He then called for public input; however, no one came forward to speak. Attorney Saunders clarified that the Council is given great latitude in spending money, and that the resolution had been drafted to indicate that these expenses were in the public interest. Mr. Ribble moved approval in the amount of \$7,600.26, seconded by Mr. Brown. Following confirmation that this would be the final bill, the motion was called and carried, with Vice-Mayor Levitan dissenting.
 RESOLUTION NO. 2015-25

5(D) RESOLUTION – A Resolution Amending the Zoning in Progress Resolution

Vice-Mayor Levitan briefly explained the reasons for the requested amendment. He added that he had spoken to some affected property owners who had no objections to the amendment. Following discussion regarding the objections of some developers, Laura DeJohn of Johnson Engineering, representing Lee Memorial Health System, confirmed the Vice-Mayor's report of his meeting with hospital representatives. The Mayor called for public input; and the following individuals came forward to speak:

South Lee County Hospital Co-Chair, Don Eslick
 Estero Chamber of Commerce President, Jeff Maas
 Rapallo resident and local developer, Jim Wallace

Mr. Brown moved approval, seconded by Vice-Mayor Levitan, called and carried 4-3 via roll call vote with Mayor Batos, Mr. Boesch and Ms. Errington dissenting.
 RESOLUTION NO. 2015-26

PUBLIC INPUT ON NON-AGENDA ITEMS

The Mayor called for public input; however, no one came forward.

COUNCIL / MANAGER/ATTORNEY COMMUNICATIONS AND FUTURE AGENDA ITEMS

Council Members' Comments:

Vice-Mayor Levitan thanked the Council for working to pass land use ordinances and resolutions to prevent delays in development; and stated that he looked forward to having the appointed Boards up and running to deal with the growing list of land use cases.

Mr. Boesch reported that he had given a list to the Village Manager of those who would provide the invocations in May.

Mr. Wilson noted that he had requested excused absences from the meetings of June 3 and June 12, 2015; and brief discussion of the Village Charter requirements followed. There were no objections to the request.

Interim Village Manager's Comments:

Interim Village Manager Peter Lombardi commended the Council for the successful brief voting process.

Interim Village Attorney's Comments:

Interim Village Attorney Burt Saunders reported that the House was considering both local bills today, and that there was nothing that should interfere with passage. He pointed out that, although the ex-parte communication ordinance had been changed to allow Council members to meet with developers, whether to do so remained the personal choice of each member; and briefly reviewed the legal requirements.

ADJOURN

The Mayor adjourned the meeting at 11:09 am.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: _____

By: _____

Interim Village Clerk

Mayor

VILLAGE COUNCIL WORKSHOP MEETING OF APRIL 24, 2015

The Village of Estero Council Workshop meeting was held on this date at the Estero Fire Rescue District Meeting Room, 21500 Three Oaks Parkway, Estero, Florida, with the following Council members present:

Nick Batos – Mayor, District 6
 Howard Levitan – Vice-Mayor, District 2
 Bill Ribble - District 1
 Donald Brown - District 3
 Katy Errington - District 4
 Jim Boesch - District 5
 Jim Wilson - District 7

CALL TO ORDER:

Mayor Batos called the meeting to order at 1:30 pm.

ROLL CALL:

Interim Village Manager Peter Lombardi called the roll. All Council members were present.

APPROVAL OF AGENDA

Mayor Batos requested the addition of Item 5(C), a review by Vice-Mayor Levitan of “Village of Estero Cases”. Mr. Wilson moved approval, seconded by Mr. Boesch, called and carried.

COUNCIL BUSINESS:

5(A) DISCUSSION – “Working Towards One Goal in Estero”

Ms. Errington read from a prepared statement expressing her excitement about sharing in the Council’s history-making decisions; commenting on the Inaugural Council Meeting; describing her experience with local Association Boards, government and private sector entities; noting the diverse backgrounds of the Council members; and outlining her criteria for deciding how to vote on an issue. She concluded by stating her belief that the Village of Estero is united in working toward one goal of continuing to enhance and maintain the quality of life that the residents have come to enjoy.

5(B) DISCUSSION – Future Workshop Agenda Items

Mayor Batos noted that Interim Village Manager Mr. Lombardi had provided a combined list (copy on file), stated that the purpose was to identify and prioritize workshop items, and suggested that members assign priorities during discussion, and notify Mr. Lombardi after the meeting. He added that he and Mr. Lombardi would develop agendas for future workshops based on members’ responses. Mr. Boesch stated that he wished to add items at the end of the discussion. The members discussed each item, and suggested priorities as indicated below. Each item includes the initials of the Council member(s) who submitted the item.

1. Development Services Director- HL – *Priority 1*
2. Council Responsibilities and Authority on Land Use Cases- NB– *Priority 1* – (Combine with #35)
3. Advisory Committees- NB/DB – *Priority 1*
4. Council Liaison Positions – NB – *Priority 1*
5. 951 and DR/GR- NB – *Priority 1.5* – (Combine with #29)
6. 2015 Budget- NB – *Priority 1* – (5/8 Workshop; Adopt 5/15 Regular meeting)
7. 2016 Budget- NB – *Priority 2*

8. Contract Services With County and/or Private Companies- NB -- *Priority undetermined*
9. Purchasing Procedure- NB -- *Not needed* – (Mr. Lombardi is drafting a procedure.)
10. Commencement of Camp Plan and LDR's- NB – *Priority undetermined*
11. Zip Codes- NB/DB - *Priority undetermined* – (Appoint liaison)
12. ~~Contract Services with County/Private Contractors – NB – *Duplicate of #8*~~
13. ~~Purchasing Procedure – *Duplicate of #9*~~
14. Process for: Permanent Village Manager and Village Attorney- NB -- *Priority 1*
15. Looking for Village Space- NB - *Priority undetermined*
16. Taking Over Roads/Gas Tax- NB - *Priority undetermined* - (Combine with #8)
17. ~~County Services NB/JW- *Duplicate of #8*~~
18. Web Site- NB – *Not needed* - (Combine with #32; appoint advisory committee & assign liaison)
19. FEMA – NB – *Not needed* – (Mr. Lombardi to provide updated reports.)
20. Policy on Expense Reimbursements- NB – *Not needed* – (Included in Purchasing Procedure)
21. Need for a Traffic Study (Corkscrew Road) - NB – *Not needed* - (Combine with #22 & 23; appoint advisory committee & assign liaison)
22. Impact of Future Developments along Corkscrew Road Outside of Village Borders- NB/JW – *Not needed* - (Combine with #21 & 23; appoint advisory committee & assign liaison)
23. ~~New developments along Corkscrew Road Outside Village Limits – NB – *Duplicate of #22*~~
24. Fertilizer Ordinance- NB – *Priority undetermined* – (Before next Florida legislative session)
25. Capital Project List- NB – *Not needed* – (Included in #7 and #10)
26. TV/Video of Council Meetings – NB - *Priority undetermined* – (After permanent facility obtained)
27. Cash Flow Revenue Check Offs – JW - *Priority 1* – (Combine with #6 and #36)
28. Annexation Policy – JW - *Priority 2 or 3*
29. South Florida Water Management – KE – *Priority 1.5* - (Combine with #5)
30. Old Historic Estero – KE – *Priority undetermined* - (Combine with #31; appoint liaison)
31. Liaison with Koreshan to Improve Entrance along US 41 & Corkscrew Road – KE – *Priority Undetermined* - (Combine with #30; appoint liaison)
32. Website Link to EFRD Emergency Plan/Issues – KE – *Not needed* – (Combine with #18)
33. Vision of Development of Undeveloped Land ON US 41 @ Corkscrew – KE – *Not needed* - (Part of Town Center in Spikowski Plan)
34. Lee Memorial Health System re Healthcare Village- DB – *Priority undetermined* - (Need workshop presentation from LMHS; appoint committee and liaison)
35. Review Procedures and Permitting Developers Must Do Prior to Construction- DB -- *Priority 1* (Combine with #2)
36. What Are ALL Potential Village Income Streams and Impact Fees – DB – *Priority 1* – (Combine with #6 and #27)
37. Citizens Town Hall With Q & A- DB – *Low Priority* – (Add to discussion on Public Participation)
38. Public Financing of Council Candidate Campaigns- WR - *Low Priority*

Additional items from Mr. Boesch:

1. Police/public safety, especially hurricane season preparedness – *Not needed* – (Included in #8)
2. Partnership with FGCU Economic Development program – *Priority undetermined* - (Part of overall economic development; assign liaison)
3. Public involvement; e.g., someone who offers to help with the website - *Priority undetermined*

Additional item from Ms. Errington:

1. Grant writing - *Priority undetermined* – (First need project to be funded by grant)

Following discussion of Item 15, the Mayor called for public input; and a resident of Corkscrew Woodlands commented on Item 11 – Zip Codes.

Following discussion of all items, the Mayor called for public input; and the following individuals came forward to comment:

Old Estero resident, Patty Whitehead – Traffic impact study

Villages at Country Creek resident, George Molnar – website issues/assistance, voting process
Estero Council of Community Leaders (ECCL) Chairman Don Eslick – ECCL assistance with
Council workload
Estero Fire Rescue District (EFRD) Chief Scott Vanderbrook – Hurricane management on
Department website

5(C) DISCUSSION – Review of “Village of Estero Cases”

Mayor Batos commented that items not submitted in time to be posted on the website could be formatted as
PowerPoint documents for display during the meeting.

Referring to a document entitled “Village of Estero Cases (April 23, 2015)” (copy on file), Vice-Mayor Levitan
briefly described the cases listed:

Page 1

- Four Comp Plan Amendment Requests: Coconut Crossing, Via Coconut Urban Place, Estero Crossing,
and Genova
- Five Zoning Requests: Corkscrew Crossings, Coconut Crossing, Via Coconut MPD, Estero Crossing,
North Point, and Genova
- One Development of Regional Impact (DRI) Development Order (DO) Amendment Request: North
Point
- One Special Exception Request: Miromar Outlets Consumption on Premises (COP)
- Four Administrative Amendment Requests: Copperleaf at the Brooks, Genova Real Estate Office, Brass
Tap, and Timberland & Tiburon Mixed-Use Planned Development (MPD)

He noted that, at this time, only the four highlighted items on Page 1 had been deemed “Sufficient”.

Page 2

- Four Environmental Violations: Picaya Bay, Colonial Oaks, Estero Family Health, and Cayo De Estero
- Three Code Violations: Laser Lounge Spa, Village Partners, and CHHLCA Inv.

Page 3

- Three Development Order Applications: Downtown Estero, Towne Place Suites, and Genova Sales
Center
- One Right-of-Way Vacation Request: Miller R/W Vacation
- Two Plats and one Re-Plat: Oaks of Estero and Tidewater; West Bay Club House
- Three Limited Development Order (LDO) Requests: River of Life Church, West Bay Golf Club, and
Spring Run Bocce Courts

He pointed out that the Village of Estero would be hearing Administrative Amendments and LDOs; emphasized
the huge amount of work that would need to be done; stated that updated lists would be available frequently;
and indicated that the first required Council hearing would probably be in July or September.

ADJOURN

After announcing that there would be no Council meetings on May 1, 2015, the Mayor adjourned the
meeting at 2:34 pm.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: _____

By: _____

Interim Village Clerk

Mayor

VILLAGE COUNCIL WORKSHOP MEETING OF MARCH 20, 2015

The Estero Council Workshop meeting was held on this date at the Estero Fire Rescue District Meeting Room, 21500 Three Oaks Parkway, Estero, Florida, with the following Council members present:

Bill Ribble - District 1
 Howard Levitan - District 2
 Donald Brown - District 3
 Katy Errington - District 4
 Jim Boesch - District 5
 Nick Batos - District 6
 Jim Wilson - District 7

1. CALL TO ORDER:

Mayor Nick Batos called the meeting to order at 10:00 a.m., followed by the Pledge of Allegiance to the flag.

2. ROLL CALL:

All the members of the Council were present.

3. APPROVAL OF AGENDA:

Vice Mayor Howard Levitan moved approval of the Agenda, seconded by Councilman Jim Boesch, called and carried.

4. COUNCIL BUSINESS:

There was Council consensus to combine the following items:

Combine Item B (Discussion of Village Website and Village Social Media) with Item H (Discussion of Estero School Children's Contest); and combine Item D (Discussion of Information Technology (IT) etc.) with addition of videoing and taping. Members of the Council had no objections to the amendment of the items.

(A) DISCUSSION OF PRELIMINARY SCHEDULE FOR 2015:

The following meeting dates and times were set at the March 17th meeting:

- March 27, 2015 - (Friday) - Regular Meeting at 10:00 AM, Workshop at 1:30 PM
- April 3, 2015 - (Friday) - Since this week is Holy week, moved to April 6, 2015 - (Monday) - Regular Meeting at 10:00 AM, Workshop at 1:30 PM
- April 10, 2015 - (Friday) - Regular Meeting at 10:00 AM, Workshop at 1:30 PM

For future planning, the members of the Council decided that the schedule will change in May, but Estero Fire and Rescue Chief Scott Vanderbrook informed the council that the

meeting room would be unavailable on Wednesdays until May 20, 2015. The meeting schedule for end of May through July will be as follows:

- (1) The meetings and workshops will be on Wednesdays.
- (2) The Regular Meetings will be held on the 1st Wednesday of the month at 10:00AM and the 3rd Wednesday of the month at 6:00PM. The Workshops will be: 2nd and 4th Wednesdays of the month at 10:00AM
- (3) There was Council consensus to suspend meetings for the month of August, 2015; however, a meeting could be scheduled in case of an emergency.
- (4) Holding the meetings on Wednesday will free up a council member to attend MPO meetings on the 3rd Friday of the month, once they have a seat in the Lee County MPO.

(B) DISCUSSION OF VILLAGE WEBSITE AND VILLAGE SOCIAL MEDIA:

As noted, the Council agreed to combine the Village Website and (Item H) Village Social Media items with the Estero School Children's Contest. The Estero website was set up and donated by the Estero Council of Community Leaders (ECCL). Kim Daly stated that her main concern was the security of the hosting server, and she suggested a pricing option of \$24.00 per month to have a secure server. Ms. Daly gave a proposal to the Village Manager for the Council to consider. The Council was cautioned against posting on social media and suggested that it be discussed in more detail to avoid Sunshine Law and public record violations. The council discussed the Estero School Children's Contest creating the Village logo versus a professional marketing firm creating the logo. The Council directed the Village Manager to develop guidelines for the contest which will be brought back for discussion at a later meeting.

(C) DISCUSSION OF CASH FLOW PROJECTIONS PREPARED BY ECCL AND TENTATIVE BUDGET/TRIM NOTICE – REQUIRED DATES, INCLUDING CIP BUDGET.

Interim Village Finance Director, Lisa Pace, requested direction from the Council on this year's current budget. Ms. Pace notified the Council that they now have a Federal Identification Number and they have applied for a Sales Tax Exemption Notice. Mayor Batos stated that neither Interim Village Manager Peter Lombardi nor any individual Council member is authorized to spend Council funds, and that the Council must provide individual authorizations for each expense. The authorizations were given at the inaugural meeting on March 17th for a maximum amount of \$5,000.00 for a specific item, up to a maximum of \$25,000.00. There was a Council consensus that Ms. Pace and Mr. Lombardi should create budget for the remainder of this fiscal year and bring it to the Council for discussion and approval.

(D) DISCUSSION OF INFORMATION TECHNOLOGY (IT) REQUIREMENTS FOR THE VILLAGE (INCLUDING FLORIDA DOCUMENT RECORD KEEPING REQUIREMENTS AND PRODUCTION REQUIREMENTS/OTHER NEEDED PROGRAMS)

There was \$65,000.00 budgeted for technology requirements that would include servers, computers, lap-tops, phones for use in communications subject to the Sunshine regulations. Estero Fire Rescue District Assistant Chief Mark Wahlig provided an update on the subject of software as it is on hold until the vendor receives the Tax Exempt Number. Ms. Pace and Mr. Wahlig were asked to look into receiving the Tax Exempt Notice to expedite the ordering

process of equipment and software. In an effort to not delay business, the Council will use their personal devices to access and respond to Village emails through their Village email address accounts.

There was discussion regarding videoing Village meetings using outside vendors or cable companies. Mr. Lombardi recommended the Council wait on the decision as it could be very expensive to have the meetings videoed. Mayor Batos directed the Council to pass any information received about video to Mr. Lombardi and the Council will revisit the discussion in a couple of months. Bob Lienesch spoke to the Council regarding the cost of having the inaugural meeting video recorded on March 17, 2015 which was paid by the ECCL. The Council directed Village Manager to create a resolution to reimburse the ECCL for the costs incurred from the March 17th meeting which should include video recording, hosting school facility charges, and printing costs.

(E) DISCUSSION OF NEGOTIATION PROCESS WITH LEE COUNTY REGARDING INTERLOCAL AGREEMENTS (INCLUDING ANY INTERLOCAL AGREEMENTS NEEDED IMMEDIATELY PROGRAMS).

A meeting was scheduled with Lee County on Monday, March 30, 2015 with Lee County and Mr. Lombardi and Mayor Batos to discuss interlocal agreements. Village Attorney, Mr. Saunders, stated that he will consult with Lee County Attorney Richard Wesch regarding the resolution on the March 27th agenda. Estero Fire and Rescue Chief Scott Vanderbrook informed the Council of an interlocal agreement for Life Safety Code that will need to be done. They will get the agreement to Village Attorney for review.

(F) PRELIMINARY DISCUSSION OF ADVISORY COMMITTEES FOR THE VILLAGE (INCLUDING A PUBLIC PARTICIPATION ADVISORY COMMITTEE AND LIAISON ASSIGNMENTS FOR COUNCIL MEMBERS)

It was suggested that each Council member submit to Mr. Lombardi a list of advisory committees that they would like created. The lists, credentials to be on committees, procedures and applications will be discussed at a future Workshop. The position of Liaison in the Council was discussed, with consensus, to bring this topic back at a later date for discussion with Village Attorney.

(G) DISCUSSION OF APPROPRIATE PROCESS FOR HIRING A PERMANENT VILLAGE MANAGER.

There was consensus by the Council to defer this item for 2-3 months.

(H) DISCUSSION OF CONTEST WITH ESTERO SCHOOL CHILDREN TO DESIGN VILLAGE LOGO.

Please refer to Item 4B for discussion on this item.

(I) UPDATE ON POSSIBLE DAIS AND CHAIRS FOR VILLAGE MEETING ROOM.

Mayor Batos showed two photos describing them as follows:

Photo one is of a dais used at the old Edison State College, now the Florida Southwestern College. The college is no longer using the mahogany dais, 9 chairs, 2 side desks, and microphones. All furniture and equipment are free, and will be available at the end of April, 2015. Lee County offered to pick them up and store them for the Village of Estero.

Photo two is of chairs from a Homeowner's Association. The cost will be \$20.00 per chair with a total of forty chairs available in a few months.

There were no objections from the Council members on these items.

(J) DISCUSSION ON PROCESS TO LOOK FOR PERMANENT MEETING ROOM AND OFFICE SPACE.

Discussion on this item will take place at a later date.

5. PUBLIC INPUT OF NON-AGENDA ITEMS – EACH INDIVIDUAL WILL BE GIVEN THREE MINUTES TO SPEAK.

Mayor Batos called for Public Comment and there were no speakers

6. COUNCIL COMMUNICATIONS

Mayor Batos suggested that items and back up documentation to be included in the agenda either for a Regular meeting or Workshop should be submitted to Mr. Lombardi at least 10 to 12 days prior to the meeting date. Mr. Lombardi will send the Council a meeting schedule with submission deadlines. Meeting agendas with backup documentation can be given to Council members as a PDF or in paper format, it is their choice. Advertising for the meetings will be at the Estero Administration building entrance and on the Village of Estero website, unless it has to be in a newspaper of general circulation and that would be in the Fort Myers NewsPress.

Mayor Batos stated that he received a phone call yesterday from Lee County, who was calling on behalf of the Property Appraiser's Office, inquiring on the All Hazards tax for next year. All Hazards Tax is .0693. The Village can opt out of tax which would reduce taxpayer's tax or they can opt in by interlocal agreement and the tax would be sent to the Village. The tax collected has very specific usage requirements. Lee County Manager Roger Desjarlais stated that Lee County would assist in an emergency if the tax was opted in or out, and recommended opting out for the 1st year and having tax reduced. Mr. Lombardi and Mr. Saunders will research enabling legislation as to how tax was created and usage for tax dollars. The information will be brought back to the Council for consideration.

Mr. Levitan stated that he received a call from the Property Appraiser's Office regarding boundaries and he will turn the information over to Mr. Lombardi to handle.

Mr. Lombardi announced that there will be a four hour training course on May 1, 2015 hosted by League of Cities and it is required for all elected officials. Council members are urged to attend as the training will cover topics such as ethics, Sunshine Laws and public records.

Village Manager, Peter Lombardi, is having permanent signs for the dais made. He requested that all Council members send their contact information to him for his records.

Council hours of operation will be 9:00AM to 5:00PM.

7. ADJOURN

The Mayor adjourned the meeting at 12:27 p.m.

ATTEST:

VILLAGE OF ESTERO, FLORIDA

By: _____

By: _____

Interim Village Clerk

Mayor

ORDINANCE NO. 15-

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, AMENDING SECTION 3-2(2)(B) OF ORDINANCE NO. 15-01 TO CHANGE QUALIFICATIONS FOR MEMBERSHIP OF THE DESIGN REVIEW BOARD; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village of Estero adopted Ordinance No. 15-01 on April 17, 2015, which established the Village Planning and Zoning Board and the Village Design Review Board; and

WHEREAS, the Village Council has recently received nominations for the two boards and appointed members to those boards; and

WHEREAS, in the process of establishing the Design Review Board and appointing its members, the Village has determined that it is in the best interests and welfare of the Village and its residents to amend Ordinance No. 15-01, Section 3-2(2)(b) to change the membership qualifications of the Design Review Board to require one state registered architect instead of two state registered architects to be members of the Design Review Board; and

WHEREAS, the Village Planning and Zoning Board, as the Local Planning Agency and in a duly noticed public hearing, has considered the proposed change and has recommended that the proposed change is consistent with the Village of Estero Comprehensive Plan.

NOW THEREFORE, THE VILLAGE OF ESTERO HEREBY ORDAINS as follows:

Section 1. Recitals Adopted. That each of the above stated recitals is hereby adopted and confirmed as being true, and the same are hereby incorporated as a part of this Ordinance.

Section 2. Amending Section 3-2(2)(c) of Ordinance No. 2015-01. Section 3-2(2)(c) of Ordinance No. 2015-01 is hereby amended as follows:

Sec. 3-2. Organization; qualification of members.

(1) The village council shall appoint a chairman from among the appointed members of the design review board to serve for one year terms and to preside at its meetings. The design review board shall elect a vice-chairman for 1 year terms to preside at its meetings in the absence of the chairman. The board shall formulate its rules and regulations for the conduct of its business, which shall govern except as inconsistent with any procedures established for it by the village council.

(2) The members of the board shall have the following qualifications:

(a) At least 4 members must be residents of the village. All other members shall either (i) own a business in the village; (ii) own property in the village; or (iii) work in the village;

(b) At least ~~2 members~~ 1 member of the board shall be a state-registered architects, at least 1 member shall be a state-registered engineer, and at least 1 other member shall be a state-registered landscape architect. The remaining members of the board shall be architects, landscape architects, professional engineers, professional land planners, building contractors, or shall possess a similarly related professional background which is well versed in the land development process. Vacancies on the design review board shall be filled pursuant to the administrative ordinances of the Village of Estero. The village council may remove any member of the board from office after notice and hearing, upon the affirmative vote of a majority of the village council membership. ~~and~~

Section 3. Severability. If any section, subsection, clause or provision of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, the remainder shall not be affected by such invalidity.

Section 4. Effective Date. This Ordinance shall be effective upon adoption at second reading.

PASSED and ADOPTED on first reading this _____ day of _____, 2015.

PASSED and ADOPTED on second reading this _____ day of _____, 2015.

Nick Batos, Mayor

Attest:

Village Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Burt Saunders, Interim Village Attorney

Vote:

Mayor Batos	yes	_____	no	_____
Vice Mayor Levitan	yes	_____	no	_____
Councilmember Boesch	yes	_____	no	_____
Councilmember Brown	yes	_____	no	_____
Councilmember Errington	yes	_____	no	_____
Councilmember Ribble	yes	_____	no	_____
Councilmember Wilson	yes	_____	no	_____

VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 15 - _____

A RESOLUTION OF THE VILLAGE OF ESTERO, LEE COUNTY, FLORIDA, ADOPTING THE BUDGET FOR FISCAL YEAR 2014-15; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Village of Estero, Lee County, Florida, is a newly incorporated municipality and has commenced business on March 17, 2015; and

WHEREAS, the Village of Estero, Florida, set forth the appropriations and revenue estimate for the Budget for Fiscal Year 2014-15, including expenditures, as follows:

General Fund

Revenue	\$1,002,320
Expenditures	\$ <u>943,940</u>
Surplus	\$ <u><u>58,380</u></u>

NOW, THEREFORE, be it resolved by the Village Council of the Village of Estero, Lee County, Florida:

SECTION ONE. The fiscal year 2014-2015 budget is hereby adopted.

SECTION TWO. This Resolution shall take effect immediately upon adoption.

ADOPTED BY THE VILLAGE COUNCIL of the Village of Estero, Florida this _____ day of May, 2015.

Attest:

VILLAGE OF ESTERO, FLORIDA

By: _____
Peter Lombardi
Interim Village Manager/
Custodian of Village Records

By: _____
Nicholas Batos
Mayor

Reviewed for legal sufficiency:

By: _____
Burt Saunders, Esq.
Village Attorney